

Amendments to Senate Bill No. 427
1st Reading Copy

Requested by Senator Bob Hawks

For the Senate Local Government Committee

Prepared by Leanne Heisel
February 21, 2007 (9:20am)

1. Title, line 6.

Strike: "PROHIBITING" through "FIXTURES;"

2. Page 1, line 10 through line 11.

Following: "exemptions"

Strike: "-- mercury vapor lighting prohibited"

3. Page 1, line 21 through page 2, line 13.

Strike: subsections (2) through (6) in their entirety

Insert: "(2) Except as provided in subsection (3) and subject to subsection (4), all outdoor light fixtures within the limits of an incorporated municipality must be fully shielded or partially shielded.

(3) The provisions of subsection (2) do not apply to:

(a) incandescent fixtures of 150 watts or less and other light sources of 70 watts or less;

(b) streetlight fixtures if the shielding is not available from the manufacturer;

(c) emergency lighting that is used by law enforcement, firefighters, medical personnel, and other personnel responding to an emergency and that is in operation as long as the emergency exists;

(d) outdoor lighting used for programs, projects, or improvements in a municipality relating to the construction, reconstruction, improvement, or maintenance of a street or highway;

(e) outdoor lighting used for construction or renovation of municipal buildings, structures, and facilities;

(f) outdoor lighting provided by a public utility regulated under Title 69, chapter 3;

(g) navigational and obstruction lighting systems used by airports and aircraft;

(h) outdoor lighting that is extinguished between midnight and sunrise by an automatic shutoff device;

(i) outdoor lighting used by industrial and electrical generation facilities;

(j) outdoor lighting used by railroads in railroad yards;

(k) outdoor lighting used by agricultural operations;

(l) lighting systems that imitate historic lighting and that are intended to enhance the historic character of an area; and

(m) within a municipality that, by ordinance, has adopted restrictions on lighting that are equal to or more stringent than the provisions of this section.

(4) The provisions of this section apply upon replacement or new installation of outdoor light fixtures."

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